S.B.Cr.Misc. II Bail App. No. 5596/2007

(Mukesh Vs. State of Rajasthan)

Date of order : 23/11/2007

HON'BLE MR.H.R.PANWAR, J.

Mr. Nand Kishore for the petitioner.

Mr. Ashok Upadhyay, Public Prosecutor.

Heard learned counsel for the petitioner and the Public Prosecutor for the State. Perused the order impugned and challan papers.

It is contended by learned counsel for the petitioner that it was the first offence of the petitioner and theft of T.V. is alleged. The petitioner is in custody for four months and the trial is likely to take time as the offence is triable by Court of Judicial Magistrate.

Looking to the facts and circumstances of the case and having considered the oral arguments advanced by both the parties, I think it just and proper to enlarge the accused petitioner on bail.

Accordingly, this bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that petitioner Mukesh S/o Pratapji be released on bail in CR No. 152/07 P.S. Bhinmal, provided he executes

a personal bond for a sum of Rs. 20,000/- with two sound and solvent sureties in the sum of Rs. 10,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

(H.R.PANWAR), J.

RP